

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re REFCO INC. SECURITIES LITIGATION :  
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Case No. 07-md-1902 (GEL)

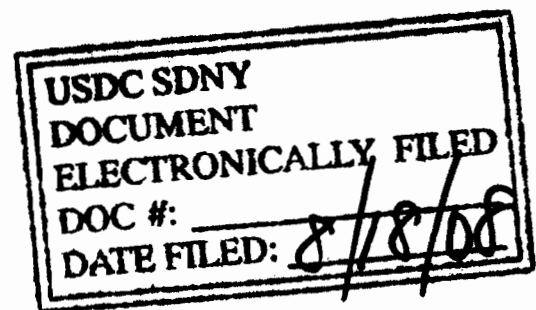
This Document Relates to:

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KENNETH M. KRYS and CHRISTOPHER :  
STRIDE, as JOINT OFFICIAL LIQUIDATORS :  
of SPHINX LTD., SPHINX STRATEGY FUND :  
LTD.; :  
SPHINX PLUS SPC LTD., SPHINX :  
DISTRESSED LTD., SPHINX MERGER :  
ARBITRAGE LTD.; SPHINX SPECIAL :  
SITUATIONS LTD., SPHINX MACRO LTD.; :  
SPHINX LONG/SHORT EQUITY LTD.; :  
SPHINX MANAGED FUTURES LTD.; SPHINX :  
EQUITY MARKET NEUTRAL LTD.; SPHINX :  
CONVERTIBLE ARBITRAGE LTD.; SPHINX :  
FIXED INCOME ARBITRAGE LTD.; SPHINX :  
DISTRESSED FUND SPC; SPHINX MERGER :  
ARBITRAGE FUND SPC; SPHINX SPECIAL :  
SITUATIONS FUND SPC; SPHINX MACRO :  
FUND SPC; SPHINX LONG/SHORT EQUITY :  
FUND SPC; SPHINX MANAGED FUTURES :  
FUND SPC; SPHINX EQUITY MARKET :  
NEUTRAL FUND SPC; SPHINX :  
CONVERTIBLE ARBITRAGE FUND SPC; :  
SPHINX FIXED INCOME ARBITRAGE FUND :  
SPC; PLUSFUNDS MANAGED ACCESS FUND :  
SPC LTD.; KENNETH M. KRYS and :  
CHRISTOPHER STRIDE as assignees of claims :  
assigned by MIAMI CHILDREN'S HOSPITAL :  
FOUNDATION, OFI, GREEN & SMITH :  
INVESTMENT MANAGEMENT LLC, THALES :  
FUND MANAGEMENT LLC, KELLNER :  
DILEO & CO., LLC, MARTINGALE ASSET :  
MANAGEMENT LP, LONGACRE FUND :  
MANAGEMENT LLC, ARNHOLD & S. :  
BLEICHROEDER ADVISERS LLC, PICTET & :  
CIE, RGA AMERICA REINSURANCE :  
COMPANY, DEUTSCHE BANK (SUISSE) SA, :

Case No. 08-cv-3065 (GEL)

Case No. 08-cv-3086 (GEL)

**~~PROPOSED~~ ORDER**  
**AUTHORIZING SERVICE**  
**OF SUMMONS AND**  
**COMPLAINT ON**  
**DEFENDANT CHRISTOPHER**  
**SUGRUE PURSUANT TO**  
**FED. R. CIV. P. 4(f)(3)**



ARAB MONETARY FUND, HANSARD  
INTERNATIONAL LTD., CONCORDIA  
ADVISORS LLC, GABELLI SECURITIES, INC.,  
CITCO GLOBAL CUSTODY; and JAMES  
P. SINCLAIR as Trustee of the SPHINX TRUST,

Plaintiffs,

-against-

CHRISTOPHER SUGRUE; MARK  
KAVANAGH; BRIAN OWENS;  
PRICewaterhouseCOOPERS L.L.P.; MARI  
FERRIS; PRICewaterhouseCOOPERS  
CAYMAN ISLANDS; GIBSON, DUNN &  
CRUTCHER LLP; REFCO ALTERNATIVE  
INVESTMENTS LLC; GRANT THORNTON  
LLP; MARK RAMLER; ERNST & YOUNG U.S.  
LLP; MAYER BROWN LLP f/k/a MAYER  
BROWN ROWE & MAW LLP; JOSEPH  
COLLINS; EDWARD S. BEST; PAUL KOURY;  
PHILLIP R. BENNETT; ROBERT C. TROSTEN;  
TONE GRANT; SANTO MAGGIO; THOMAS  
HACKL; DENNIS KLEJNA; BAWAG P.S.K.  
BANK FUR ARBEIT UND WIRTSCHAFT UND  
OSTERREICHISCHE POSTPARKASSE  
AKTIENGESELLSCHAFT; JP MORGAN  
CHASE & CO.; CREDIT SUISSE SECURITIES  
(USA) LLC f/k/a CREDIT SUISSE FIRST  
BOSTON LLC; BANC OF AMERICA  
SECURITIES LLC; THOMAS H. LEE  
PARTNERS, L.P.; THOMAS H. LEE  
ADVISORS, LLC; THL MANAGERS V, LLC;  
THL EQUITY ADVISORS V, L.P.; THOMAS H.  
LEE EQUITY FUND V, L.P.; THOMAS H. LEE  
PARALLEL FUND V, L.P.; THOMAS H. LEE  
EQUITY (CAYMAN) FUND V, L.P.; THOMAS  
H. LEE INVESTORS LIMITED PARTNERSHIP;  
1997 THOMAS H. LEE NOMINEE TRUST;  
THOMAS H. LEE; DAVID V. HARKINS;  
SCOTT L. JAECKEL; SCOTT A. SCHOEN;  
WILLIAM T. PIGOTT; LIBERTY CORNER  
CAPITAL STRATEGIES, LLC; EMF  
FINANCIAL PRODUCTS LLC; EMF CORE  
FUND LTD.; DELTA FLYER FUND LLC; ERIC  
M. FLANAGAN; INGRAM MICRO, INC.; CIM

VENTURES, INC.; BECKENHAM TRADING :  
CO., INC.; ANDREW KRIEGER; COAST :  
ASSET MANAGEMENT, LLC, f/k/a COAST :  
ASSET MANAGEMENT LP; CS LAND :  
MANAGEMENT LLC; CHRISTOPHER :  
PETTIT; and REFCO GROUP HOLDINGS, :  
INC.; and REFCO ASSOCIATES, INC., :  
Defendants :  
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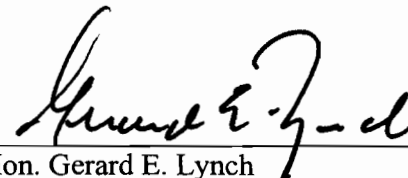
Upon the motion of plaintiffs Kenneth M. Krys, et al. ("Plaintiffs") for an order authorizing substituted service of the summons and complaint in this action on defendant Christopher Sugrue pursuant to Fed. R. Civ. P. 4(f)(3), Plaintiffs' Memorandum of Law in support thereof and the Declaration of Jessica C. Calagione and the exhibits thereto;

**IT IS HEREBY ORDERED** that Plaintiffs may serve Mr. Sugrue by international courier service at Av. Amilar Cabral No 110-2, Ed. Sonangol Distribuidora, Luanda, Angola and by electronic mail at [chris.sugrue@yahoo.com.sg](mailto:chris.sugrue@yahoo.com.sg); and it is

**FURTHER ORDERED** that Plaintiffs shall serve Mr. Sugrue with a copy of this order along with the summons and complaint.

Dated: New York, New York

July \_\_, 2008  
Aug. 18

  
Hon. Gerard E. Lynch  
U.S.D.J.